



PUBLIC NOTICE

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DA 04-634
March 9, 2004

WIRELESS TELECOMMUNICATIONS BUREAU ACTION

COMMENTS INVITED ON REGION 28 (PHILADELPHIA METROPOLITAN AREA) PUBLIC SAFETY REGIONAL PROPOSED PLAN AMENDMENT (Gen. Docket No. 89-573)

Comment Date: April 8, 2004

Reply Date: April 23, 2004

On November 25, 2003, Region 28 submitted a proposed amendment (Plan Amendment) to its Public Safety Plan that would revise the current channel allotments to reflect changes made as a result of Region 28 Filing Window 7.¹ The proposed Plan Amendment would modify the Region's frequency allocation tables to include the new assignments as reflected in the attached Appendix 1.

The Region 28 Filing Window 7 included applications for Atlantic County, New Jersey; Camden City, New Jersey, Chester County, Pennsylvania, and Lancaster County, Pennsylvania. Region 28 has received letters of concurrence from each of its five adjacent regions, which include Region 8 (New York metropolitan area), Region 20 (Washington, D.C., Maryland and Northern Virginia), Region 30 (New York - Albany), Region 36 (Western Pennsylvania) and Region 55 (New York - Buffalo).

In accordance with the National Public Safety Plan, each region is responsible for planning its use of public safety radio frequency spectrum in the 800 MHz bands.² The Public Safety Plan for Region 28, which was adopted by the Commission on February 2, 1990, governs the use of frequency assignments in the 821-824/866-869 MHz bands within Delaware, Eastern Pennsylvania, and the Southern New Jersey area.³

¹ See Letter dated Nov. 21, 2003, from Richard R. Reynolds, Chairman, Region 28 Planning Update Committee to Marlene H. Dortch, Secretary, FCC (submitting the Region 28 Plan Amendment) (filed Nov. 25, 2003).

² See Development and Implementation of a Public Safety National Plan and Amendment of Part 90 to Establish Service Rules and Technical Standards for Use of the 821-824/866-869 MHz Bands by the Public Safety Services Gen. Docket No. 87-112, *Report and Order*, 3 FCC Rcd 905 (1987).

³ See Philadelphia Metropolitan Area Region Public Safety Plan, Gen. Docket No. 89-573, *Order*, 5 FCC Rcd 764 (1990).

Prior to taking action on the Region 28 Plan Amendment, by this Public Notice, we solicit comments on the Plan Amendment. Pursuant to Sections 1.415 and 1.419 of the Commission's Rules, 47 C.F.R. §§ 1.415, interested parties may file comments on or before **April 8, 2004** and reply comments on or before **April 23, 2004**. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS) or by filing paper copies.⁴

Comments filed through the ECFS can be sent as an electronic file via the Internet to <http://www.fcc.gov/e-file/ecfs.html>. Generally, only one copy of an electronic submission must be filed. In completing the transmittal screen, commenters should include their full name, U.S. Postal Service mailing address, and should reference **WT Docket No. 02-378**. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions for e-mail comments, commenters should send an e-mail to ecfs@fcc.gov, and should include the following words in the body of the message, "get form <your e-mail address>." A sample form and directions will be sent in reply. Parties who choose to file by paper must file an original and four copies of each filing. Filings may be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Natek, Inc., will receive hand-delivered or messenger-delivered paper filings or electronic media for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial and electronic media sent by overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW, Washington, D.C. 20554. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

The full text of the Plan Amendment, comments and reply comments will be available for inspection and duplication during regular business hours in the FCC Reference Information Center (RIC) of the Consumer and Governmental Affairs Bureau, Federal Communications Commission, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554. Copies also may be purchased from the Commission's duplicating contractor, Qualex International, Portals II, 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554, telephone (202) 863-2893, facsimile (202) 863-2898 or via e-mail qualexint@aol.com. For further information regarding the public reference file for this Plan Amendment, contact Maria Ringold, Chief, Wireless Branch, RIC, (202) 418-1355.

To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer and Governmental Affairs Bureau at (202) 418-0531 (voice) or (202) 418-7365 (TTY).

For further information, contact Ms. Joy Alford, of the Public Safety and Critical Infrastructure Division of the Wireless Telecommunications Bureau at (202) 418-0694, TTY (202) 418-7233, or via e-mail to joyalford@fcc.gov.

Action by the Deputy Chief, Public Safety and Critical Infrastructure Division, Wireless Telecommunications Bureau.

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⁴ See Electronic Filing of Documents in Rulemaking Proceedings, 63 Fed. Reg. 24121 (1998).

Appendix 1

Region 28 Channel Assignments Window 7

<i>Jurisdiction</i>	<i>Geographic Area</i>	<i>Assigned Channels</i>					
Atlantic County, NJ	County Wide	807					
Camden City, NJ	City Wide	612 ³	656 ³	736	766	807 ³	
Chester County, PA	Pocason	719					
Lancaster County, PA	Park	602	680	715 ¹	807		
	Marietta	602	680	807			
	Lititz	602	680	807			
	RRTA	607	709	785			
	Safe Harbor	607	709	785			
	Holtwood	613	644				
	Little Rock	613	644				
	Caernarvon	613					
	Little Rock	613	615	644			
	Elizabethtown	617	644	763			
	Reg Med Center	617	644	763			
	Adamstown	617	763				
	Brubaker	625	769				
	Reinholds	625	769				
	Bart Conoy	625	769				
	Manheim	631	776	803			
	Lafayette	631	776	803			
	Columbia	631	776	803			
	Truce	639 ¹	809	779			
	Lampeter	649	707	751			
	Mason Dixon	649	751				
	Incinerator	649	707	751			
	Ephrata	653	823				
	Fulton	653	823				
	University	653	823				
	Cornwall	677 ¹	753 ¹	790	811		
	Mt Joy WT	683	809				
	Akron	683	779	809			
	Welsh	691					
	Peach Bottom	691	729	825			
	Denver	659	747				
	FM97	695	747				
	Christiana	709	785				
	Kirkwood	719	790	811			
	Gable Park	719	790	811			

	Quarryville	731	755			
	East Petersburg	731	755			
	Terry Hill	731	755			
	New Holland	745	767			
	Landfill	745	767			
	Pine grove	745	767			
	Marticville	749				
	Court House	615	707	783		
	Countywide Mobile	668				
Lebanon County, PA	Palmyra	609				
	Fort Indiantown Gap	642				
	Mount Gretna	656				
	Newmanstown	678				
	Schaefferstown	682				
	Murry	701				
	Campbelltown	714				
	Fredericksburg	716				
	Annaville	737				
	Jonestown	756				
	Myerstown	773				
Montgomery Co., PA	Select Sites	602	625			
	West Side	641 ³	659 ¹	725	734	787 ³
	Sacred Heart In-Bldg.	785				
	Court House In-Bldg.	826				
	Countywide Mobile	635	692	694	713	722
		762	767	789	791	
New Castle Co., DE	Countywide	602 ²				
Philadelphia, City of, PA	Citywide	627	661 ¹	683	719 ¹	755
		795				
	Citywide Mobile Digital only	643	665	741	757	773 ¹
		797	829			
	Citywide Mobile Analog only	605	654	693		
	Citywide Mobile Analog/Digital	708	710			

¹ **license limitations per Region 20 concurrence:** Montgomery County, PA Channel 659, Philadelphia, PA Channels 661, 719 and 773; Lancaster County, PA Channels 639, 677, 715 and 753, shall provide protection to existing Region 20 entities should there be any harmful interference.

² **license limitations per Region 28 concurrence:** New Castle County, DE: Channel 602, shall provide protection to Lancaster County should there be any harmful interference

³ **license limitations per Region 8 concurrence:** City of Camden, NJ, Channels 612 & 807; Reduced 25 dBu contour by 3+ miles from Middlesex County, NJ City of Camden, NJ, Channel 656; Reduced 25 dBu contour by 3+ miles from Mercer County, NJ Montgomery County, PA; Channels 641 & 787, Reduced 25 dBu contour to pull back from NJ boarder